

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2004-722

December 16, 2004

CENTRAL MAINE POWER COMPANY
Proposed Terms and Conditions to Implement
the Requirements of the Commission's New
Chapter 315 Governing Small Generator
Aggregation

ORDER APPROVING
TERMS AND CONDITIONS

WELCH, Chairman; DIAMOND and REISHUS, Commissioners

I. SUMMARY

We approve Terms and Conditions filed by Central Maine Power Company (CMP) to implement the requirements of the Commission's new rule governing small generator aggregation (Chapter 315).

II. BACKGROUND AND DECISION

On October 18, 2004, CMP filed proposed new Terms and Conditions § 51 to implement the provisions of Chapter 315, the Commission's recently adopted rule on small generator aggregation. Chapter 315 requires standard offer providers to purchase electricity from small generators and transmission and distribution (T&D) utilities to administer the purchase and sale transactions. Chapter 315 states that eligible generators are to pay for the administration of the transactions and requires utilities to file rate schedules containing charges for their administrative costs.

In its October 18, 2004 filing, CMP proposed a monthly fee of \$100 for each generator based on an estimate of two additional hours of CMP labor for each generator each month. The \$50 per hour labor charge is the same amount that CMP charges for providing non-standard billing and usage information.

Subsequent to its initial filing, CMP discussed its proposed Terms and Conditions with Commission Staff. The Staff expressed concerns regarding the proposed requirement that all generators electing to sell excess generation pursuant to Chapter 315 install hourly interval metering. The Staff also expressed concerns about the impact on small generators of CMP's proposed \$100 monthly administrative fee. To address these concerns, CMP revised its proposed new Terms and Conditions to create an option that eliminates the need for generators of 1 MW or less to install hourly interval metering. This option also reduces the monthly fee to \$50 for generators of 1 MW or less. CMP's revised Terms and Conditions were filed with the Commission on November 15, 2004.

Upon review, we find that CMP's proposed new Terms and Conditions are reasonable and comply with the requirements of Chapter 315.

Accordingly, we

O R D E R

that the Terms and Conditions § 51, filed by Central Maine Power Company on November 15, 2004, are hereby approved and shall take effect as requested on March 1, 2005.

Dated at Augusta, Maine, this 16th day of December, 2004.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
 Diamond
 Reishus

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.